

REMARKS

This Response is filed in response to the final Office Action dated June 21, 2010, directed to pending claims 1-21 and 28-52 of which claims 1, 16, 28 and 45 are independent.

The Examiner has rejected all pending claims on combinations of either: Gitlin et al. (US 6,018,528), in view of Yano et al. (US 6,563,806) in further view of Sawaki (US 5,778,319) or Gitlin in view of Yano in view of Krishnamoorthy et al. (US 2002/0051424). All pending independent claims stand rejected over the combination of Gitlin, Yano and Sawaki.

Sawaki is inapplicable to the pending claims as it does not disclose a system that is used with a wireless communication terminal that communicates with a single carrier and a wireless communication device that communicates with multiple carriers. As a result, for example, Sawaki does not disclose allocation information for identifying one carrier or a plurality of carriers.

Sawaki discloses managing the assignment of channels for TDMA communication between a mobile station and a radio base station in a radio communication system that has multiple radio base stations and multiple mobile stations. Sawaki does not disclose that the radio communication system is equipped to handle communications between a base station and a mobile stations where the mobile station is either a single carrier mobile station or multiple carrier station. Indeed, Sawaki seems to be limited to allocating channels by allocating time slots that are obtained by time division of a single radio frequency per mobile device. *See* Sawaki Col. 9, lines 55-62. In the Office Action, the Examiner asserts that Sawaki discloses “allocation information for identifying a wireless communication terminal communicating with said base station (table stores an identifier of a call in correspondence with the identifier of each mobile station, col 10, lines 8-11), and allocation information is for

identifying one carrier or a plurality of carriers (radio channels that are assigned in relation to each mobile station, col 10 lines 1-8).” However, because Sawaki does not disclose single carrier and multiple carrier mobile stations using TDMA communications, Sawaki cannot disclose the claimed “allocation information.” Thus, the combination of the cited prior art cannot render the claims obvious.

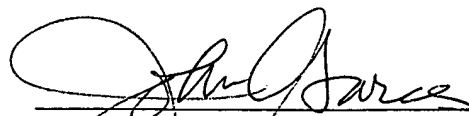
For the foregoing reasons, Applicant respectfully submits pending claims 1-21 and 28-52 are allowable over the prior art of record and that the application is in condition for allowance.

The Examiner is urged to telephone Applicant's undersigned counsel at the number noted below if it will advance the prosecution of this application, or with any suggestion to resolve any condition that would impede allowance. In the event that any extension of time is required, Applicant petitions for that extension of time required to make this response timely.

Kindly charge any additional fee, or credit any surplus, to Deposit Account No. 50-0675, Order No. 848075-0053.

Respectfully submitted,

Date: September 21, 2010



John C. Garces
Reg. No. 40,616
Schulte Roth & Zabel, LLP
919 Third Avenue
New York, NY 10022